



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

JLP:ddj
Docket No: 6131-99
11 January 2000

[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 11 January 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1780 PERS 604 of 19 November 1999, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY

**NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000**

1780

Pers-604
19 NOV 1999

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: Assistant for BCNR Matters (PERS-00ZCB)

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS ICO
[REDACTED]

Ref: (a) CNPC memo 5420 Pers-00ZCB of 25 Oct 99
(b) Title 38, United States Code, Chapter 30

1. The following is provided in response to reference (a):

a. Navy College Fund (NCF) Program is a guarantee offered only at the time of enlistment to recruits who meet the basic criteria outlined in reference (b). Fiscal Budget or quota constraints prevent NCF Program from being offered to every recruit. Because of this, NCF Program is given only at the discretion of the classifier.

b. Enlistment Contract (DD Form 1966) is the official document used to identify enlistment guarantees. A review of [REDACTED] enlistment contract indicates he was guaranteed 4 Y/O Aviation Electronics Technician Class "A" School, he declined an enlistment bonus and was not offered NCF Program. [REDACTED] signed and initialed this document indicating he reviewed it and the information was correct. As stated above, NCF Program is not offered to every recruit, it is conceivable that it may be offered to one recruit while not being offered to another even if both are enlisting in the same program. [REDACTED] was not offered NCF Program, therefore, this office recommends the board deny his request to receive NCF.

c. [REDACTED] elected to enroll in the Montgomery GI Bill (MGIB) Program. The present educational assistance benefit for in-service use is limited to tuition and fees. Should [REDACTED] receive an Honorable discharge, he will be entitled to receive \$536.00 per month for 36 months based on full time enrollment in school. The monthly entitlement is adjusted yearly based on the Consumer Price Index.

2. PERS-604's point of contact is [REDACTED] who can be reached at (C) [REDACTED] or (DSN) [REDACTED]
[REDACTED]

Commander, U.S. Navy
Deputy Director, Navy Drug and
Alcohol, Fitness, Education and
Partnerships Division (PERS-60)